

## STATEMENT IN SUPPORT OF PROBABLE CAUSE

In RE: Jose YEPEZ-Vega

I, Matthew D. Morris, declare and state as follows:

On July 21, 2018, Homeland Security Investigations (HSI) Special Agents (SAs) received a request for investigative assistance from the United States Border Patrol (USBP) at approximately 6:30 P.M. in reference to a human smuggling event. USBP advised HSI SA's Jose YEPEZ-Vega was driving a vehicle with three undocumented aliens (UDAs) and attempted to evade law enforcement.

HSI SAs responded to the USBP checkpoint located at mile marker 29 on north bound Interstate 35 and interviewed Border Patrol Agent (BPA) Alexis Gutierrez.

BPA Alexis Gutierrez stated that at approximately 2:55 P.M. he observed a vehicle exit Interstate 35 at mile marker 27 and proceed north on the west access road which circumvents the USBP checkpoint at mile marker 29. BPA Gutierrez stated he observed three subjects in the vehicle at that time. The vehicle was described as a blue 2012 Mazda Six with Texas license plate . BPA Gutierrez stated he observed the vehicle change lanes into the southbound lane while travelling north, at which time BPA Gutierrez activated his emergency lights to stop the vehicle. BPA Gutierrez stated the vehicle failed to yield and continued at 50 miles per hour. BPA Gutierrez stated YEPEZ-Vega accelerated to a high rate of speed after mile marker 32 at which point BPA Brian Jennings took over the pursuit. BPA Gutierrez stated BPA Jennings continued pursuit of YEPEZ-Vega to approximately mile marker 56 when he lost sight of YEPEZ-Vega. BPA Gutierrez stated the Encinal Police Department, La Salle County Sheriff's Department, and the Department of Public Safety reacquired YEPEZ-Vega on north bound Interstate 35 and continued to pursue until YEPEZ-Vega lost control of the vehicle at approximately mile marker 78. BPA Gutierrez stated Encinal Police apprehended YEPEZ-Vega and the passengers of the vehicle.

HSI SA's advised Jose YEPEZ-Vega of his Miranda rights at approximately 8:20 P.M., and YEPEZ-Vega declined to speak to HSI SA's about the event.

Bonofilio CUANENEMI-Cuanenemi, Abdille MEJIA-Moralez, and Rosario PAITA-Vitales admitted to illegally entering the United States by crossing the Rio Grande River to then be smuggled to various cities within the United States for various amounts of money. CUANENEMI-Cuanenemi, MEJIA-Moralez, and PAITA-Vitales will be held as material witnesses in this case.

Bonofilio CUANENEMI-Cuanenemi stated he is a Mexican national from Cholula, Puebla Mexico. CUANENEMI-Cuanenemi stated that his family in Mexico made arrangements for him to be smuggled to Wisconsin. CUANENEMI-Cuanenemi stated he does not know how much the smuggling fee was, but that approximately \$4000 United States Dollars (USD) had already been paid by his family. CUANENEMI-Cuanenemi stated he was sitting in the front passenger seat of the vehicle when apprehended and that he felt his life was in danger during the pursuit. CUANENEMI-Cuanenemi positively identified YEPEZ-Vega on a six pack photo array as the driver of the vehicle he was in during the smuggling event.

Rosario PAITA-Vitales stated he is a Mexican national from San Luis Potosi, Mexico. PAITA-Vitales stated he made arrangements to be smuggled to Dallas Texas through an unknown subject in Nuevo Laredo,

Mexico for \$6,000 USD. PAITA-Vitales stated he was seated in the back seat behind YEPEZ-Vega during the smuggling event. PAITA-Vitales stated he asked YEPEZ-Vega to stop three or four times during the pursuit, and that YEPEZ-Vega accelerated after being asked to stop at one point. PAITA-Vitales stated he looked at the speedometer of the vehicle at one point during the pursuit and the vehicles indicated speed was between 120 miles per hour to 130 miles per hour. PAITA-Vitales stated he felt his life was in danger during the pursuit. PAITA-Vitales positively identified YEPEZ-Vega on a six pack photo array as the driver of the vehicle he was in during the smuggling event.

Abdille MEJIA-Moralez stated he is a Mexican national from Chiapas, Mexico. MEJIA-Moralez stated his father made arrangements for him to be smuggled to Pennsylvania and that the smuggling fee was \$6,000 USD. MEJIA-Moralez stated that he was seated in the back passenger seat during the smuggling event. MEJIA-Moralez stated he felt his life was in danger during the pursuit. MEJIA-Moralez stated that YEPEZ-Vega said he was going to lose them in reference to law enforcement at the beginning of the pursuit. MEJIA-Moralez positively identified YEPEZ-Vega on a six pack photo array as the driver of the vehicle he was in during the smuggling event.

I declare (certify, verify, or state) under penalty of perjury that the forgoing is true and correct.  
Executed on the 23<sup>rd</sup> day of July, 2018.



Matthew D. Morris

Special Agent

Homeland Security Investigations

Having reviewed the foregoing declaration, I find probable cause that the defendant(s) named above committed an offense against the laws of the United States and may therefore be further detained pending presentment before a judicial officer.

Executed on the \_\_\_\_ day of \_\_\_\_\_, 2018 \_\_\_\_.

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UNITED STATES MAGISTRATE JUDGE